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1 158(a)(1) or (a)(2) and *FRBP 8001, et seq.*, appeals to the Bankruptcy Appellate Panel from
2 the final order granting Defendant/Appellee, BAC HOME LOANS SERVICING, LP's Motion
3 for Summary Judgment entered May 28, 2010 by the Honorable Karen A. Overstreet in this
4 adversary proceeding. A true and correct copy of said Summary Judgment is attached hereto
5 and incorporated herein by this reference. The Defendant/Appellee, BAC HOME LOANS
6 SERVICING, LP is represented by JOHN S. DEVLIN of Lane Powell, PC., 1420 Fifth Ave.,
7 Suite 4100, Seattle, WA 98101 (206.223.7000). The Defendant/Appellee, AURORA LOAN
8 SERVICES, is represented by DAVID WEIBEL of Bishop White Marshall & Weibel, P.S.,
9 720 Olive Way, Suite 1301, Seattle, WA 98101 (206.622.5306). The Defendant/Appellee,
10 NORTHWEST TRUSTEE SERVICE, INC., is represented by Agent, Jeffrey Stenman, 3535
11 Factoria Blvd SE, Suite 200, Bellevue, WA 98006 (425.458.2121). The Defendant/Appellee,
12 HOME CAPITAL FUNDING, is represented by Agent, Timothy Larsen, 13504 57th Ave NW,
13 Gig Harbor, WA 98332 (206.574.0598). The Defendant/Appellee, LAWYERS TITLE
14 INSURANCE COMPANY is represented by Agent, Charles W. Trafalon III, 1501 Fourth Ave,
15 Suite 308, Seattle, WA 98101 (206.233.0300). The Defendant/Appellee, MORTGAGE
16 ELECTRONIC REGISTRATION SYSTEMS, INC., is represented by Agent, Robert
17 Jacobson, 93 S. Jackson St., Dept. 37265, Seattle, WA 98104. The Defendant/Appellee,
18 WINSTAR MORTGAGE PARTNERS, INC. is represented by Agent, Corporation Service
19 Company, 6500 Harbour Heights Pkwy., Mukilteo, WA 98275. All other parties in interest
20 named herein and their respective attorneys of record are identified in the Certificate of Notice
21 attached to the subject Order Granting Defendant BAC Home Loans Servicing, LP's Motion
22

AMENDED NOTICE OF APPEAL - 2

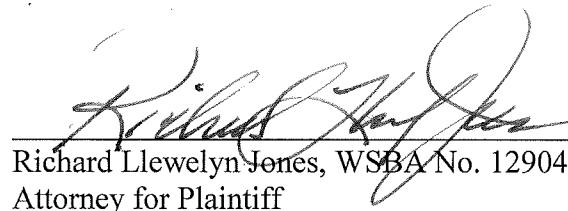
RICHARD LLEWELYN JONES, P.S.

ATTORNEY AT LAW
2050 – 112th Avenue N.E.
Suite 230
Bellevue, Washington 98004
(425) 462-7322

1 for Summary Judgment entered May 28, 2010 and attached hereto.

2 **RESPECTFULLY SUBMITTED** this 11th day of June, 2010.

3 **RICHARD LLEWELYN JONES, P.S.**

4 
5 Richard Llewelyn Jones, WSBA No. 12904
6 Attorney for Plaintiff
7 2050 – 112th Ave., N.E., Suite 230
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12 AMENDED NOTICE OF APPEAL - 3

13 **RICHARD LLEWELYN JONES, P.S.**

14 **ATTORNEY AT LAW**
15 2050 – 112th Avenue N.E.
16 Suite 230
17 Bellevue, Washington 98004
18 (425) 462-7322

Entered on Docket May. 28, 2010

FILED
Western District of Washington
at Seattle

MAY 23 2010

U.S. Bankruptcy Court

HONORABLE KAREN A. OVERSTREET
Chapter 11
Hearing Date: May 28, 2010
Hearing Time: 9:30 a.m.
Location: Seattle, Room 7206
Response Date: May 21, 2010

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 In Re:) NO. 09-19609
11 KARL JOHN REINKE,)
12 Debtor.)
13 KARL REINKE, an individual,,)
14 Plaintiff,)
15 v.)
16 NORTHWEST TRUSTEE SERVICE INC.,)
17 a Washington corporation;)
18 AURORA LOAN SERVICES LLC, a)
19 Delaware corporation; BAC HOME)
20 LOANS SERVICING (f/k/a)
21 COUNTRYWIDE HOME LOANS)
22 SERVICING)
23 LP, a Texas corporation; HOME)
24 CAPITAL FUNDING, a California)
25 corporation; FIRST AMERICAN)
26 TITLE INSURANCE COMPANY, a)
Washington corporation; LAWYERS)
TITLE INSURANCE COMPANY, a)
Nebraska corporation; WINSTAR)
MORTGAGE PARTNERS INC, a)
Minnesota corporation, its)
successors and assign; MORTGAGE)
ELECTRONIC REGISTRATION)
SYSTEMS INC., a Delaware)
corporation,)
Defendants.)
Adversary No. 09-01541
ORDER GRANTING DEFENDANT
BAC HOME LOANS SERVICING,
LP'S MOTION FOR SUMMARY
JUDGMENT
[PROPOSED]

[ORDER GRANTING DEFENDANT BAC HOME
LOANS SERVICING, LP'S MOTION FOR SUMMARY
JUDGMENT - 1]

116589 0154/1837881 1

LANE POWELL PC
1420 FIFTH AVENUE, SUITE 4100
SEATTLE, WASHINGTON 98101-2338
206 223 7000 FAX 206 223 7107

1 THIS MATTER having come before the Court upon the motion brought by
2 Defendant BAC Home Loan Servicing, LP ("BAC"), incorrectly identified in the above
3 adversary proceeding as "BAC Home Loans Servicing (f/k/a Countrywide Home Loans
4 Servicing, LP)", by and through its counsel, Lane Powell PC, for entry of an order dismissing
5 Karl Reinke's ("Plaintiff") Amended Complaint against it with prejudice; the Court having
6 considered the Motion and supporting memorandum, and the files and records herein, and
7 finds that circumstances exist for the relief requested, *The court's oral ruling
as the record is incorporated
by reference.* P/M

8 NOW THEREFORE, it is hereby

9 ORDERED that the Motion is hereby granted, and all claims in Plaintiff's Amended
10 Complaint as against BAC are hereby DISMISSED WITH PREJUDICE pursuant Fed. R.
11 Bankr. P. 7056 and 9013, Fed. R. Civ. P. 56, and Local Bankruptcy Rules 7056-1 and 9013-
12 1.

13 DATED this 28 day of May, 2010.


HONORABLE KAREN A. OVERSTREET

14 Presented by:
15 LANE POWELL PC

16 By/s/John S. Devlin
17 John S. Devlin III, WSB No. 23988
18 Andrew G. Yates, WSB No. 34239
19 Attorneys for Defendants BAC Home
20 Loans Servicing, LP

21 [ORDER GRANTING DEFENDANT BAC HOME
22 LOANS SERVICING, LP'S MOTION FOR SUMMARY
23 JUDGMENT - 2
24 116589 0154/1837881 1

25 LANE POWELL PC
26 1420 FIFTH AVENUE, SUITE 4100
27 SEATTLE, WASHINGTON 98101-2338
28 206 223 7000 FAX: 206 223 7107

CERTIFICATE OF NOTICE

District/off: 0981-2
Case: 09-01541

User: victoriab
Form ID: pdfap

Page 1 of 1
Total Noticed: 8

Date Rcvd: May 28, 2010

The following entities were noticed by first class mail on May 30, 2010.

dft +Aurora Loan Services LLC, David Weibel, Bishop White Marshall PS, 720 Olive Way #1301, Seattle, WA 98101-1834
dft +BAC Home Loans Servicing Inc, John Devlin, Lane Powell PC, 1420 Fifth Ave #4100, Seattle, WA 98101-2338
dft +Home Capital Funding, c/o Timothy Larsen, 13504 57th Ave NW, Gig Harbor, WA 98332-9115
pla +Karl John Reinke, 923 N. 76th Street, Seattle, WA 98103-4724
dft +Lawyers Title Insurance Company, Agent: Charles W Trafalon III, 1501 4th Ave Ste 308, Seattle, WA 98101-1660
dft +Mortgage Electronic Registration Systems Inc, Agent: Robert Jacobsen, 93 S Jackson St Dept 37265, Seattle, WA 98104-2818
dft +Northwest Trustee Services Inc, Agent: Jeffrey Stenman, 3535 Factoria Blvd SE #200, Bellevue, WA 98006-1263
dft +Winstar Mortgage Partners Inc, Agent: Corporation Service Company, 6500 Harbour Heights Pkwy, Mukilteo, WA 98275-4889

The following entities were noticed by electronic transmission.
NONE.

TOTAL: 0

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****
dft First American Title Insurance Company

TOTALS: 1, * 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 30, 2010

Signature:

